



**Surface Transportation Board**  
Washington, D.C. 20423-0001

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July 25, 2023

Michael E. Gans  
Clerk of Court  
U.S. Court of Appeals for the Eighth Circuit  
Thomas F. Eagleton Courthouse  
111 South 10th Street  
St. Louis, MO 63102

**via CM/ECF**

Re: *Union Pacific Railroad Co. v. Surface Transportation Board, et al.*, No. 22-3648  
*Ass'n of American Railroads v. Surface Transportation Board, et al.*, No. 23-1325

Dear Mr. Gans,

I write to notify the Court that counsel for the Surface Transportation Board has a conflict during the oral argument week of October 16-20, 2023. I would appreciate it if you could take that conflict into account to the extent possible in scheduling oral argument in the above matters.

Sincerely,

/s/ Drew Van Denover  
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**cc:**

Counsel of record, via CM/ECF